

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
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Seiichiro MIZUNO et al.)	Examiner: Yogesh K. Aggarwal
)	
Application No.: 10/574,104)	Group Art Unit: 2622
)	
Filed: April 13, 2007)	Confirmation No.: 7413
)	
For: PHOTO-DETECTING APPARATUS)	

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Alexandria, VA 22314

Sir:

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

In an Office Action dated January 25, 2010, the period for response to which runs through February 25, 2010, the Examiner required election under 35 U.S.C. § 121 between the claims of Species 1 (Figure 1) and Species 2 (Figure 12).

Applicants hereby elect Species 1 (Figure 1) for examination.

Applicants respectfully submit that the claims encompassing the elected species are claims 1-13 and 19-28 of the instant application.

Applicants do not agree that currently none of the claims are generic, as asserted in the Office Action, because Applicants respectfully submit that claims 1-13 and 19-28 define the common features of both Species 1 and 2, while claims 14-18 and 29-33 support only Species 2.